



NO. N 91-26-7-2

To the following Permittee or Operator:

Name Co-Op. Mining Co.
 Mine Bear Canyon ☐ Surface ☒ Underground ☐ Other
 County Emery State Ut Telephone _____
 Mailing Address P.O. Box 1245, Huntington, Ut 84528
 State Permit No. Act/015/025
 Ownership Category ☐ State ☐ Federal ☒ Fee ☐ Mixed
 Date of inspection July 1, 1991 19_____
 Time of inspection 7/1/91 { 9 ☒ a.m. ☐ p.m. to 4 ☐ a.m. ☒ p.m.
7/2/91 { 12 noon.
 Operator Name (other than Permittee) Wendell Owen
 Mailing Address Same As Above

Under authority of the Utah Coal Mining and Reclamation Act, Section 40-10-1 et seq., *Utah Code Annotated*, 1953, the undersigned authorized representative of the Division of Oil, Gas & Mining has conducted an inspection of above mine on above date and has found violation(s) of the act, regulations or required permit condition(s) listed in attachment(s). This notice constitutes a separate Notice of Violation for each violation listed.

You must abate each of these violations within the designated abatement time. You are responsible for doing all work in a safe and workmanlike manner.

The undersigned representative finds that **cessation of mining** is ☐ is not ☒ expressly or in practical effect required by this notice. For this purpose, "mining" means extracting coal from the earth or a waste pile, and transporting it within or from the mine site.

This notice shall remain in effect until it expires as provided on reverse side of this form, or is modified, terminated or vacated by written notice of an authorized representative of the director of the Division of Oil, Gas & Mining. Time for abatement may be extended by authorized representative for good cause, if a request is made within a reasonable time before the end of abatement period.

Date of service/mailling 7/2/91 Time of service/mailling 11 ☒ a.m. ☐ p.m.

Wendell Owen
 Permittee/Operator representative

Chris Clark
 Title

By: Gayle Atwood
 Signature

Wm. J. Malencik
 Division of Oil, Gas & Mining representative

Rec. Spec.
 Title

Jim J. Malencik
 Signature

#26
 Identification Number

SEE REVERSE SIDE

WHITE-DOGM YELLOW-OSM PINK-PERMITTEE/OPERATOR GOLDENROD-NOV FILE

DOGM/NOV-1

an equal opportunity employer

Division's

EXHIBIT

11/85

#4

notice of violation



NOTICE OF VIOLATION NO. N 91-26-7-2

Violation No. 1 of 2

Nature of violation

- (a) Failure to design, construct and/or maintain primary road drainage controls
- (b) Failure to maintain surface drainage control at the bottom of the Hoist Road i.e., beltline coal was stored in the drainage control

Provisions of act, regulations or permit violated

- (a) R614-301-742.423.1, R614-301-742.423.3
- (b) R614-301-742.411

Portion of operation to which notice applies

- (a) Primary Road from the permit boundary gate to the coal loadout area.
- (b) Hoist Road

Remedial action required (including any interim steps)

- (a) 1. Submit plans on the primary road drainage system.
- (a) ~~2~~ 2. Regrade and/or reestablish road drainage on primary road from gate to sediment pond B inlet, road crossing above the coal loadout area.
- (b) Clean coal from Hoist Road drainage system.

Abatement time (including interim steps)

- (a) 1. August 1, 1991 - 5 p.m.
- (a) ~~2~~ & (b) July 9, 1991 - 5 p.m.



NOTICE OF VIOLATION NO. N 91-26-7-2

Violation No. 2 of 2

Nature of violation

Failure to obtain Division approval before enlarging
the shop pad.

Provisions of act, regulations or permit violated

R 614-300-143

Portion of operation to which notice applies

Shop pad that lies within the disturbed portions
of the permit area.

Remedial action required (including any interim steps)

- (1) Submit plan for enlarging the shop pad*
- (2) Test fill material for toxicity as required by the Division
- (3) Test fill material for compaction as required by the Division

* Plan should include slope stability, drainage control off the pad & outslope,
and seeding the outslope

Abatement time (including interim steps)

August 1, 1991, 5p.m.